

R. Wrone, and the Department failed to contest, or even address, his assertions. See Affidavit of Prof. David R. Wrone. [R. 145]

At page 45 of its brief the Department discusses some files which were turned over to Weisberg as a result of the District Court's December 1, 1981 Order. With respect to Memphis files involved in this order, the Department states:

The Memphis files had not been turned over because they were not responsive to plaintiff's FOIA request (they dealt with a threat to bomb a plane on which Dr. King was once a passenger and with a file entitled "Martin Luther King Security Matters" that was unrelated to the assassination). (Emphasis added)

Department's Brief at 45. The Memphis bomb threat file illustrates the wrongness of the FBI's persistent representation both to Weisberg and to the court below that all records pertaining to the King assassination and its investigation are contained in its MURKIN files. This file deals with an April 1, 1968 phone call, thought to have originated in Memphis, from a man who reportedly said: "Your airline brought Martin Luther King into Memphis and when he comes in again a bomb will go off and he will be assassinated." Emphasis added. The file records that the FBI, the Secret Service, the Memphis Police Department, the Shelby County Sheriff, the 111th Military Intelligence Unit and the FAA were all notified on this threat, but Dr. King and his family were not. It further reflects that on May 28, 1968, the file was closed on the grounds that "all the information furnished by the unknown person making the above mentioned call was untrue." Clearly this file is relevant to

My reply brief in NO 82-1229

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